

their heart-wrenching stories with me about the death of their son or daughter. I have heard heroic stories of kids battling cancer or diabetes, and tragic stories of car accidents and drownings. Each of these families has had their own experience, but they must all continue with their lives and deal with the incredible pain of losing a child. By establishing a day to remember children that have passed away, bereaved families from all over the country will be encouraged and supported in working through their grief. It is important to families who have suffered such loss to know that they are not alone.

In addition, this year, I have added a provision to designate the fourth Friday in April as "National Children's Memorial Flag Day" in recognition of children who have died as a result of violence. April has been designated as National Child Abuse Prevention Month, an annual tradition started by President Jimmy Carter in 1979. Many State and local governmental agencies and private organizations already fly the Children's Memorial Flag on the fourth Friday in April to remember children lost to violence. Recognizing this day is another way we can commemorate the lives of children.

AMENDMENTS SUBMITTED AND PROPOSED

SA 797. Mr. HAGEL (for himself, Mr. CAMPBELL, and Mr. KYL) proposed an amendment to amendment SA 358 submitted by Mr. JEFFORDS and intended to be proposed to the bill (S. 1) to extend programs and activities under the Elementary and Secondary Education Act of 1965.

SA 798. Mr. HOLLINGS proposed an amendment to amendment SA 358 submitted by Mr. JEFFORDS and intended to be proposed to the bill (S. 1) supra.

SA 799. Mr. GREGG (for Mr. SANTORUM) proposed an amendment to amendment SA 358 submitted by Mr. JEFFORDS and intended to be proposed to the bill (S. 1) supra.

TEXT OF AMENDMENTS

SA 797. Mr. HAGEL (for himself, Mr. CAMPBELL, and Mr. KYL) proposed an amendment to amendment SA 358 submitted by Mr. JEFFORDS and intended to be proposed to the bill (S. 1) to extend programs and activities under the Elementary and Secondary Education Act of 1965; as follows:

At the appropriate place, insert the following:

"5—FEDERAL PRIORITIES FOR SCHOOL REPAIR AND RENOVATION.

"SEC. 5351. REQUIREMENT RELATING TO SCHOOL CONSTRUCTION ASSISTANCE.

"(a) FINDINGS.—Congress makes the following findings:

"(1) The Federal Government's unique and continuing trust relationship with and responsibility to the Indian people includes the education of Indian Children.

"(2) Since 1950, the Federal Government has also recognized an obligation to support the education of children whose parents serve our Nation in the military and with other Federal agencies.

"(3) The Federal Government has responsibility for the operation and financial support

of the Bureau of Indian Affairs funded school system that the Federal Government has established on or near reservations and Indian trust lands throughout the Nation for Indian children.

"(4) The Federal Government has responsibility for providing financial support for Federally Impacted schools throughout the Nation.

"(5) The Federal Government is the sole funding source of 185 elementary and secondary schools operated by the Bureau of Indian Affairs for the education of American Indian children on reservations throughout the United States.

"(6) The Federal Government is a significant source of funding for the elementary and secondary schools that receive Impact Aid.

"(7) Over several decades, Bureau of Indian Affairs and Impact Aid schools have suffered from neglect and disrepair, which has had a direct impact on student learning and safety.

"(8) As of January 2001, the repair, rehabilitation, and renovation backlog for Bureau of Indian Affairs and heavily impacted Impact Aid education facilities and quarters was over \$2,000,000,000.

"(b) REQUIREMENT.—Notwithstanding any other provision of law (including the provisions of this Act), in administering any Federal program to provide assistance for school construction or renovation, the Secretary of Education shall ensure that assistance under such program is provided to meet the construction or renovation needs of schools receiving Impact Aid, schools under the jurisdiction of the Department of Defense, and Indian and Bureau of Indian Affairs funded schools prior to making any such assistance available under such program to other schools.

"(c) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to apply to—

"(1) school construction bond programs or school renovation bond programs; or

"(2) amounts provided for school construction or renovation under—

"(A) title VIII of the Elementary and Secondary Education Act of 1965;

"(B) any program administered by the Bureau of Indian Affairs, or the Secretary of the Interior for the benefit of Indians; or

"(C) any program administered by the Secretary of Defense with respect to schools within the jurisdiction of the Department of Defense."

SA 798. Mr. HOLLINGS proposed an amendment to amendment SA 358 submitted by Mr. JEFFORDS and intended to be proposed to the bill (S. 1) to extend programs and activities under the Elementary and Secondary Education Act of 1965; as follows:

On page 47, after line 12, insert the following: "(i)(I) A State may elect, in accordance with this clause, to waive the application of the requirements of this subparagraph if—

"(aa) the State determines that alternative public elementary and secondary educational investments will produce a greater increase in student achievement; or

"(bb) the State can demonstrate the presence of a comparable assessment system;

"(II) a waiver under subclause (I) shall be for a period of 1 year;

"(III) a State with a waiver in effect under this clause may utilize Federal funds appropriated to carry out activities in schools that fail to make yearly progress, as defined in the plan of the State under section 1111(b)(2)(B), to—

"(aa) increase teacher pay;

"(bb) implement teacher recruitment and retention programs;

"(cc) reduce class size;

"(dd) hire additional teachers to reduce class sizes;

"(ee) improve school facilities;

"(ff) provide afterschool programs;

"(gg) tutor students;

"(hh) increase the access of students to technology;

"(ii) improve school safety; or

"(jj) carry out any other activity that the State educational agency determines necessary to improve the education of public elementary and secondary school students; and

"(IV) a State shall ensure that funds to which this clause applies will not be used to pay the cost of tuition, room, or board at a private school or a charter school;"

SA 799. Mr. GREGG (for Mr. SANTORUM) proposed an amendment to amendment SA 358 submitted by Mr. JEFFORDS and intended to be proposed to the bill (S. 1) to extend programs and activities under the Elementary and Secondary Education Act of 1965; as follows:

At the appropriate place, insert the following: "SEC.

SEC. . SENSE OF THE SENATE.

"It is the sense of the Senate that—

"(1) good science education should prepare students to distinguish the data or testable theories of science from philosophical or religious claims that are made in the name of science; and

"(2) where biological evolution is taught, the curriculum should help students to understand why this subject generates so much continuing controversy, and should prepare the students to be informed participants in public discussions regarding the subject.

NOTICES OF HEARINGS

COMMITTEE ON ENERGY AND NATURAL RESOURCES

Mr. BINGAMAN. Mr. President, I would like to announce for the information of the Senate and the public that the hearing previously scheduled for Thursday, June 14, at 9:30 a.m., in SD-106, has been postponed. The purpose of the hearing was to receive testimony on potential problems in the gasoline markets this summer. The hearing has not been rescheduled at this time.

For further information, please call Shirley Neff at 202/224-4103.

AUTHORITY FOR COMMITTEES TO MEET

COMMITTEE ON FINANCE

Mr. KENNEDY. Mr. President, I ask unanimous consent that the Committee on Finance be authorized to meet during the session of the Senate on Tuesday, June 12, 2001, to hear testimony on Preserving and Protecting our Natural Resources.

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGE OF THE FLOOR

Mr. HUTCHINSON. Mr. President, I ask unanimous consent that Jonathan McIlwain and Brittni Aldridge, summer interns in my office, be granted